



City of Albuquerque

Legislative File Number R-06-55 (version 2)

CITY of ALBUQUERQUE SEVENTEENTH COUNCIL

Amending Enactment No. R-2002-111 (R-02-124) In Order to Exempt Public Schools From the Moratorium on Street Connections, Utility Connections and Development Along the Newly Constructed Section of Universe Boulevard NW (Cadigan)

CITY of ALBUQUERQUE SEVENTEENTH COUNCIL

AMENDING ENACTMENT NO. R-2002-111 (R-02-124) IN ORDER TO EXEMPT PUBLIC SCHOOLS FROM THE MORATORIUM ON STREET CONNECTIONS, UTILITY CONNECTIONS AND DEVELOPMENT ALONG THE NEWLY CONSTRUCTED SECTION OF UNIVERSE BOULEVARD NW.

WHEREAS, R-2002-111 directs that the city shall not approve or permit the connection of any streets to the newly constructed section of Universe Boulevard, the connection of any utilities to utility infrastructure within the newly constructed section of Universe Boulevard, the hook up to any infrastructure within or along the newly constructed section of Universe Boulevard, the expansion or upgrade beyond the current size and construction standards or any development of property adjoining and requiring access from the newly constructed section of Universe Boulevard; and

WHEREAS, the purpose of the moratorium in R-2002-111 was to maintain the long term designation of the newly constructed section of Universe Boulevard as a local street and to prevent the newly constructed section of Universe Boulevard from becoming a permanent collector or arterial street because of development along the newly constructed section of Universe Boulevard corridor; and

WHEREAS, the Albuquerque-Bernalillo County Water Utility Authority desires to use Universe Boulevard as the corridor in which to place water lines to serve a proposed new high school; and

WHEREAS, preventing the development of much needed schools would be inconsistent with the purposes of R-2002-111 and with the policies of the City Council.

BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF ALBUQUERQUE:

**Section 1. Section 5 of Enactment No. R-2002-111 is amended as follows:
“Section 5. No provision of this Resolution shall apply to developments or streets that already have received DRB approval for connection to the newly constructed section of Universe Boulevard or Kimmick Road and have an executed Development Agreement and no provision of this Resolution shall apply to the construction of any public school or the provision of any services including utilities to any public school.”**

